

Entered – 10-1-98 - sb
CL – 98L0659 - ALEXIS HOLMES

CLAIM OF: **WILLIE CHAN**
4060 Randall Mill Road
Atlanta, Georgia 30318

01- *R* -0274

For damages alleged to have been sustained as a result of a City vehicle damaging his mailbox on August 17, 1998 at 4060 Randall Mill Road.

THIS ADVERSE REPORT IS APPROVED

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *Robert N. C. Dea*

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 98L0659

Date: 1/29/01

Claimant /Victim WILLIE CHAN

BY: (Atty)

Address: 4060 Randall Mill Road, NW Atlanta, Georgia 30318

Subrogation: Claim for Property damage \$ 500 Bodily Injury \$

Date of Notice: 9/18/98 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 8/17/98 Place: 4060 Randall Mill Road

Department Public Works Division: Sanitation Operations

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that he sustained property damage when a City Sanitation truck struck his mailbox. However, in an attempt to investigate the claim, it was discovered that the claimant could not be located. This office has made every effort to locate the claimant, and a reasonable attempt was made to locate him.

INVESTIGATION:

Statements: City employee X Claimant X Other Written Oral

Pictures Diagrams Reports: Police Dept Report Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other Damages reasonable

City not involved Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01

Claims Manager: Concur/date 12-12-01

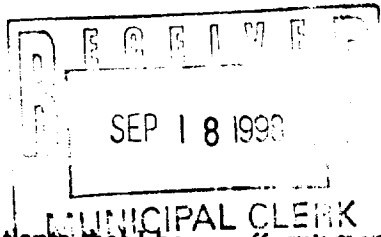
Committee Action: Council Action

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 9-15-98
ENTERED - 10-1-98 - SB
98L0659 - ANTHONY OATIS

OATIS
09/29/98
DM



Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 500.00 property and/or \$ _____ bodily injury for which I contend the City is liable.

1. Date of incident: 8-17-98 (month/day/year) 2. Time of Incident: MORNING 3. Police called: X Yes No
4. Location of incident (including street address): 4060 RANDALL MILL RD. N.W.
5. Name of your insurance company: CAMBRIDGE MUTUAL Policy No. HP 1675098
6. State what and how incident occurred: WHEN THEY PICK UP TRASH
HIT MY MAIL BOX (BRICK MADE)
TRUCK # 279

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!
8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).
- Your vehicle: _____
(Make) (Year) (Tag Number) (Driver's Name)
- City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)
9. Witness: NEIGHBOR HOOD
(Name) (Address) (Telephone Number)
10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).
11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE
INFORMATION IS TRUE AND CORRECT

Signature of Claimant

WILLIE CHAN

(Print Claimant's Name)

4060 RANDALL MILL RD. N.W.
(Address)

ATLANTA GA. 30318
(City, State and Zip Code)

(404) 873-2066 816-0458
(Work Number) (Home Number)

01-R-0274